

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

RANDALL POPE,

Plaintiff,

v.

L. KISS,

Defendants.

No. 2:24-cv-0325 AC P

ORDER AND FINDINGS &
RECOMMENDATIONS

By order filed February 4, 2025, the complaint was screened and found to not state a claim for relief. ECF No. 8. Plaintiff was given thirty days to file an amended complaint and cautioned that failure to do so would result in a recommendation that this action be dismissed. Id. at 5. Thirty days have now passed, and plaintiff has not filed an amended complaint or otherwise responded to the court's order. The file further reflects that the screening order, which was served on plaintiff's address of record, was returned by the postal service. Pursuant to Local Rule 182(f), service of documents at the record address of the party is fully effective. It appears that plaintiff has failed to comply with Local Rule 183(b), which requires that a party appearing in propria persona inform the court of any address change. More than thirty days have passed since the court order was returned by the postal service and plaintiff has failed to notify the court of a current address.

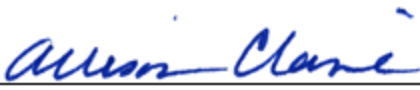
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1 Accordingly, IT IS HEREBY ORDERED that the Clerk of the Court shall randomly
2 assign a United States District Judge to this action

3 IT IS FURTHER RECOMMENDED that the complaint be dismissed for failure to state a
4 claim for the reasons set forth in the February 4, 2025 Screening Order (ECF No. 8) and for
5 failure to prosecute. See L.R. 110; Fed. R. Civ. P. 41(b); 28 U.S.C. § 1915A; L.R. 183(b).

6 These findings and recommendations are submitted to the United States District Judge
7 assigned to the case, pursuant to the provisions of 28 U.S.C. § 636(b)(1). Within fourteen days
8 after being served with these findings and recommendations, plaintiff may file written objections
9 with the court and serve a copy on all parties. Such a document should be captioned “Objections
10 to Magistrate Judge’s Findings and Recommendations.” Plaintiff is advised that failure to file
11 objections within the specified time may waive the right to appeal the District Court’s order.
12 Martinez v. Ylst, 951 F.2d 1153 (9th Cir. 1991).

13 DATED: March 21, 2025

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16 ALLISON CLAIRE
17 UNITED STATES MAGISTRATE JUDGE
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